IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CRIMINAL APPLICATION NO.856 OF 2007
IN
CRIMINAL APPEAL NO.1110 OF 2006

Balasaheb Laxman Chougule .... Petitioner
Vs.
The State of Maharashtra .... Respondent

Shri Abhaykumar Apte (appointed) for the Petitioner.
Shri S.S. Pednekar, APP, for the State.

CORAM: R.M.S. KHANDEPARKAR &
A.A. SAYED, JJ.
DATED: NOVEMBER 19, 2007

P.C:

Heard the learned Advocates for the parties. Undisputedly, the petitioner/accused has not preferred any appeal against the judgment of conviction and sentence and, therefore, question of entertaining the application for bail at the instance of the petitioner does not arise at this stage. It is not known whether the petitioner is aware of the provisions of law in that regard and as to whether the petitioner is aware that he is not entitled to file such an application without filing an appeal. The jail authorities are expected to inform the petitioner about this legal position and provide necessary guidance to the petitioner. In the facts and circumstances of the case, the application is dismissed. The jail authorities to communicate this order to the petitioner.

(A.A. Sayed, J.) (R.M.S.Khandeparkar, J.)

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